

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
OXFORD DIVISION**

JAMES “JIMMY” STEWART

PLAINTIFF/COUNTER-DEFENDANT

vs.

CIVIL ACTION NO.: 3:15-CV-051-SA-SAA

**FIRST TENNESSEE BANK
NATIONAL ASSOCIATION, ET AL.**

DEFENDANTS/COUNTER-CLAIMANT

**FINAL ORDER OF DISMISSAL WITH PREJUDICE OF ALL CLAIMS AS TO JAMES
“JIMMY” STEWART AND FIRST TENNESSEE BANK
NATIONAL ASSOCIATION ONLY; ORDER DISMISSING FIRST TENNESSEE BANK
NATIONAL ASSOCIATION AS A PARTY TO THIS CASE**

Before the Court is the Stipulation of Dismissal with Prejudice of All Claims as to James “Jimmy” Stewart and First Tennessee Bank National Association Only (Doc. 43). Based upon the statements of Plaintiff/Counter-Defendant James “Jimmy” Stewart (hereinafter “Stewart”) and Defendant/Counter-Claimant First Tennessee Bank National Association (hereinafter “First Tennessee”) in the parties’ Stipulation of Dismissal, and based upon the entire record in this case, it appears to the Court that all matters and claims in dispute between Stewart and First Tennessee in this case have been fully resolved.

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, it is hereby ORDERED that all claims that were brought, or that could have been brought, by Stewart against First Tennessee and by First Tennessee against Stewart are DISMISSED WITH PREJUDICE. Stewart and First Tennessee shall each be responsible for only their own respective costs, expenses, and attorneys’ fees.

This Order does not resolve or affect Stewart’s claims against the other parties in this matter. As such, Stewart’s Amended Complaint remains pending as to CitiMortgage, Inc. and 24 Asset Management Corp.

With respect to the claims asserted against and brought by First Tennessee in this case, all of which have been dismissed, this is the Final Order of the Court in this matter. The Clerk of Court is directed to dismiss First Tennessee as a party to this case.

IT IS SO ORDERED this 16th day of November, 2015.

/s/ Sharion Aycock
U.S. DISTRICT JUDGE

APPROVED AND AGREED:

s/ Jacob A. Dickerson
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